

16 CONFIDENTIAL REPORTS

RESOLVED UNANIMOUSLY that the Council meet behind closed doors, having regard to the provisions of s.5.23(2) of the *Local Government Act 1995*.

(Cr Aringo - Cr Zannino)

All members of the public left the meeting at 9:18 pm.

16.1 LOTS 503 AND 504 PARADISE QUAYS, BALLAJURA

Ward	Whiteman Ward
Disclosure of interest	Nil
Business Unit	Business and Tourism Services
Authorised Officer	Executive Director Corporate
Voting Requirements	Simple Majority

REASON FOR CONFIDENTIALITY

This report is **CONFIDENTIAL** in accordance with section 5.23(2) of the *Local Government Act 1995* which permits the meeting to be closed to the public for business relating to the following:

- (c) a contract entered into, or which may be entered into, by the local government and which relates to a matter to be discussed at the meeting
- (e) a matter that if disclosed, would reveal.
 - (i) a trade secret; or
 - (ii) information that has a commercial value to a person; or
 - (iii) information about the business, professional, commercial or financial affairs of a person, where the trade secret or information is held by, or is about, a person other than the local government
- (h) such other matters as may be prescribed

(Regulation 4A of the Local Government (Administration) Regulations 1996 - The determination by the local government of a price for the sale or purchase of property by the local government, and the discussion of such a matter)

MOTION TO ADOPT THE OFFICER'S RECOMMENDATION

1. Authorise the sale of Lot 501 (proposed Lots 503 and 504) Paradise Quays Ballajura to Wattle Fairway Pty Ltd ACN 660 897 370, subject to the requirements of s3.58 of the *Local Government Act 1995*, and subject to Wattle Fairway Pty Ltd:
 - a. Undertaking a 30-day exclusive Due Diligence period
 - b. Submitting a concept plan
 - c. Agreeing to the conditions of the Sale and Development Agreement.
2. Agreeing to the conditions of the Sale and Development Agreement. Subject to 1. above being successfully completed, authorise the CEO to commence public advertising of the intended disposition in accordance with s3.58(3)(a) of the *Local Government Act 1995*, and to make a copy of the concept plan publicly available. If any submissions on the proposed disposition are received a report be returned to Council to consider the submissions as per s3.58(3)(b) of the *Local Government Act 1995*. If no submissions are received the CEO is authorised to finalise the disposal.
3. Note that in accordance with s152 of the *Planning and Development Act 2005*, any net surplus funds from the sale proceeds will be used for the purpose of capital improvements to recreation land in Ballajura.

(Cr Bowman - Cr Miles)

Deputy Mayor Johnson left the meeting at 9.36pm returned at 9.38pm

MOTION WAS PUT TO THE VOTE AND CARRIED (9/4)

For: Mayor Richardson, Cr Aringo, Cr Bowman, Cr Henderson, Cr Jones, Cr McCullough, Cr Miles, Cr Predovnik and Cr Zannino
Against: Deputy Mayor Johnson, Cr Catalano, Cr Howlett and Cr Knight